of the United States Magistrate Judge. No objections to the Report and Recommendation have been received.

IT IS ORDERED: (1) that the Report and Recommendation of the United States Magistrate Judge be accepted; and (2) that judgment be entered denying the petition and dismissing this action with prejudice.

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IT IS FURTHER ORDERED that this order and the judgment herein be served on the parties. DATED: March 29, 2011 JOHN F. WALTER United States District Judge